

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:) Before the Examiner
)
 Andreas MELZER, et al.) Not Yet Assigned #4
)
 Serial No. 10/540,786) Group Art Unit _____
)
 Filed June 1, 2005)
)
 VESSEL FILTER) September 21, 2005

TRANSMITTAL OF DECLARATION OF INVENTORS

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450
Box PCT

Sir:

On June 21, 2005, the above-identified patent application was filed by Express Mail (Receipt No. EV641072873US-see copy of returned postcard attached) with an unsigned Declaration. Applicants transmit herewith a fully executed Declaration, along with the small entity surcharge therefore of \$65.00 (37 CFR 1.492(e)) which is to be charged to a credit card. The credit card authorization is enclosed.

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Sandra L. Atch

Signature of person mailing paper or fee

No additional fees are believed to be due, but if any additional fees are deemed required, please charge such fees to Deposit Account No. 23-3030.

Respectfully submitted

By: James M. Durlacher
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8324-2:JMD:#364315:ss

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

TRANSMITTAL FORM		Application Number	10/540,786
		Filing Date	June 1, 2005
		First Named Inventor	Andreas MELZER
		Group Art Unit	
		Examiner Name	Not Yet Assigned
Total Number of Pages in this Submission	8	Attorney Docket Number	8324-2

ENCLOSURES (check all that apply)

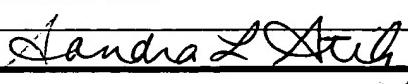
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers	<input type="checkbox"/> After Allowance Communication to Group
<input checked="" type="checkbox"/> Fee Attached see PTO-2038 form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment Response	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> To Convert a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Additional Enclosure (please identify below)
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Small Entity Statement	<input checked="" type="checkbox"/> Return Receipt Postcard
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	Transmittal of Declaration of Inventors; Declaration & Power of Attorney
<input type="checkbox"/> Certified Copy of Priority Documents		
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual Name	James M. Durlacher Woodard, Emhardt, Moriarty, McNett & Henry LLP
Signature	
Date	September 21, 2005

Certificate of Mailing

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Signature		Date	September 21, 2005

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FEE TRANSMITTAL FOR FY 2005

Effective 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act (H.R. 4818).

 Applicant claims small entity status. See 37 CFR 1.27

Total Amount of Payment (\$ 65.00)

Complaint Known

Application Number	10/540,786
Filing Date	June 1, 2005
First Named Inventor	Andreas MELZER
Group Art Unit	
Examiner Name	Not Yet Assigned
Attorney Docket Number	832402

METHOD OF PAYMENT (check all that apply)

Check Credit card Money Other None Other (please identify): _____

Deposit Account: Deposit Account Number 23-3030 Deposit Account Name Woodard, Emhardt, Moriarty, McNett & Henry LLP

See PTO 2038 Form

The Director is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments Charge any additional fee(s) during the pendency of this application, excluding the payment of issue fees

Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION:

1. BASIC FILING, SEARCH AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	\$ 0
Design	200	100	100	50	130	65	—
Plant	200	100	300	150	160	80	—
Reissue	300	150	500	250	600	300	—
Provisional	200	100	0	0	0	0	—

2. EXCESS CLAIM FEES

Fee Description

Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent

Fee (\$) Small Entity Fee (\$)

50 25

Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent

200 100

Multiple dependent claims

360 180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims	Fee	Fee Paid (\$)
*	- 20 or HP = *	x 50	= (\$)	*		
(HP = highest number of total claims paid for, if greater than 20)						
Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)			
				360		\$ 0
*	-3 or HP = *	x 200	= (\$)	*		
(HP = highest number of independent claims paid for, if greater than 3)						

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
-100 = - / 50	=	(round up to a whole number) x =	0	Fee Paid (\$)

4. OTHER FEE(S)
Non-English Specification.

Other: Fee for Late Filing of Oath or Declaration \$65.00

SUBMITTED BY:

Name (Print/Type):	James M. Durlacher	Registration No.: (Attorney/Agent)	28,840	Telephone:	(317) 634-3456
Signature:	James M. Durlacher			Date:	September 21, 2005

CERTIFICATE OF MAILING OR TRANSMISSION

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Name (Print/Type):	Sandra L. Stilz	Date	September 21, 2005
Signature:	Sandra L. Stilz		

Matter No./Case No. 8324-2 Initials/Date: 8:55 6/1/05

EV641072873US

Patent Trademark Copyright

Serial No. _____

Applicant MELZER, Val
"VESSEL FILTER"

Copy of WO2004/053512A1
 Eng 115k translation
 Int'l Search Rep w/Eng. transl.

 PTO Form 2038 (\$775 fee)

utility
Application # _____ of pages

Check for \$ _____
 # 10 sheets of drawings FORMAL
 Declaration & Power of Attorney unsigned
 Assignment & Recordation cover sheet
 Information Disclosure Statement w/2 refs.
 Transmittal Form /PTO Form 1390
 Fee Transmittal /PTO Form
 Amendment / Preliminary
 Request for Extension of Time
 Statement of Use
 Specimen(s) # _____

RECEIPT OF THE ATTACHED IS HEREBY ACKNOWLEDGED

JC04 Rec'd PCT/PTO 01 JUN 2005

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